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September 8, 2006

**Via Electronic Filing**

Magistrate Judge Gustave J. DiBianco  
United States District Court  
Northern District of New York  
Federal Building and U.S. Courthouse  
P.O. Box 7396  
Syracuse, New York 13261-7396

**Re: Traditional Leather v. Atlas Refinery  
Case No.: 06-CV-607(DNH/GJD)  
Our File No.: 252-CH23**

Dear Magistrate Judge DiBianco:

Our office represents defendant, Atlas Refinery, Inc., with regard to the above-referenced matter.

I am writing to advise the Court that defendant takes no position with regard to Attorney Judy McGowan's Motion to be relieved as counsel for plaintiff, which is returnable September 14, 2006.

We also take note that the upcoming conference scheduled for September 20, 2006 which triggers the return of the parties' joint Civil Case Management Plan, has been cancelled. Accordingly, no Civil Case Management Plan will be filed until the Court renders a Decision on the then pending motion and a determination is made as to who defendant should contact concerning the representation of plaintiff.

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Thank you for the Court's consideration in this matter.

Respectfully submitted,

S/  
Nannette R. Kelleher  
Bar Roll No. 509251

/elp

cc: Judy McGowan, Esq.  
4722 State Highway 30  
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